

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M-27665-2019
Date of decision: 28.08.2019**

Hardeep Singh @ Sonu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. P. B. S. Goraya, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 216 dated 20.06.2014, registered under Sections 21/22 of the Narcotic Drugs & Psychotropic Substances Act, 1985 at Police Station Chheharta, District Amritsar City.

Learned counsel for the petitioner submits as per the allegations in the FIR, Investigating Officer apprehended the petitioner and then conducted search as well as personal search of the petitioner without following the procedure prescribed under Section 50 of the NDPS Act and later on, he himself conducted the entire investigation.

Learned counsel for the petitioner further submits that the petitioner was granted interim bail by the trial Court on 22.08.2014 and he remained on interim bail for a period of about three years and the case was adjourned *sine die* awaiting the report of the FSL. Thereafter, on submission of the said report on 18.04.2019, the interim bail has been cancelled by the

trial Court.

Learned State counsel, on instructions from ASI Sarwan Singh, has not disputed the factual position and submitted that charges have been framed.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner was earlier granted interim bail and he has not misused the same and also in view of the fact that trial is likely to take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

28.08.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No